



5-31-01

Attorney Docket No. 10010459-1  
Date May 29, 2001

A

FULBRIGHT & JAWORSKI L.L.P.  
2200 Ross Avenue, Suite 2800  
Dallas, Texas 75201  
214/855-8000



**PATENT APPLICATION TRANSMITTAL LETTER**

"Express Mail" label no. EL 372553758 US

Date of Deposit: May 29, 2001

Box PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

I hereby certify that this is being deposited with the United States Postal Service Express "Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

By: Gail L. Miller

Printed/Typed Name: Gail L. Miller

Sir:

Transmitted herewith for filing under 37 C.F.R. 1.53(b) is a(n):

- ☒ Utility
- ☒ Original patent application,

Inventor(s): **Robert Gary**

For: **SYSTEM AND METHOD FOR MEASURING USAGE OF GATEWAY PROCESSES UTILIZED IN MANAGING NETWORK ELEMENTS**

Enclosed are:

1. ☒ 37 pages of written description, claims and abstract.
2. ☒ 5 sheets of drawings.
3. ☒ Combined Declaration and Power of Attorney.
  - (a) ☒ Newly executed (original or copy)
  - (b) ☐ Copy from prior application (37 CFR 1.63(d)) (for continuation/divisional if Box 5 completed)

[Note Box 5 below]

4. ☐ Incorporation by Reference (useable if Box (b) is checked).

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3(b), is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

5. ☐ If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:
  - ☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application Serial No:
6. ☒ Assignment Papers (cover sheet and document(s)) of the invention to Agilent Technologies, Inc. ✓
7. ☐ Applicant claims small entity status. See 37 CFR 1.27.
8. ☐ Information Disclosure Statement and Form PTO-1449. ☐ Copies of IDS Citations.

Date May 29, 2001

☒ Request and Certification of Non-Publication10. ☐ Preliminary Amendment11. ☒ Return Receipt Postcard (MPEP 503) *(should be specifically itemized)*12. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*13. ☐ Other: \_\_\_\_\_14. Utility Fee Calculation

CLAIMS	(1) FOR	(2) NUMBER FILED		(3)NUMBER EXTRA	(4) RATE			(5) CALCULATIONS
	TOTAL CLAIMS (37 C F R § 1 16(c) or (j))	67	- 20 =	47	X	\$ 18	=	846 00
	INDEPENDENT CLAIMS (37 C F R § 1 16(b) or (i))	5	- 3 =	2	X	\$ 80	=	160.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d))				+	270.00	=	
					Basic Fee			710.00
					Total of above Calculations =			
	Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28)							
	* Reissue claims in excess of 20 and over original patent				TOTAL =			\$1,716.00
** Reissue independent claims over original patent								

Method of Fee Payment15. ☒ A check in the amount of \$1,716.00 to cover the filing fee is enclosed.16. ☒ A check in the amount of \$40.00 to cover the assignment recordal fee is enclosed.17. ☐ Please charge my Deposit Account No. 06-2380 in the total amount of the filing fee and the assignment recordation fee, if any. **A duplicate of this Transmittal Letter is enclosed, if box checked.**18. ☒ The Commissioner is hereby authorized to charge any deficiency in the enclosed fees under 37 C.F.R. § 1.16, or to charge any patent application processing fees under 37 C.F.R. § 1.17, or credit any overpayment, to Fulbright & Jaworski L.L.P. Deposit Account No. 06-2380.

Respectfully submitted,

*Michael J. Fogarty, III*  
 Michael J. Fogarty, III  
 Registration No. 42,541  
 Counsel for Applicant

Date: 5/29/01

Fulbright & Jaworski L.L.P.  
 2200 Ross Avenue, Suite 2800  
 Dallas, Texas 75201-2784  
 Telephone: 214-855-8172  
 Telecopier: 214-855-8200

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Robert Gary

Title: SYSTEM AND METHOD FOR MEASURING USAGE OF  
GATEWAY PROCESSES UTILIZED IN MANAGING NETWORK  
ELEMENTS

BOX PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

"Express Mail" label no. EL 372553758 US

Date of Deposit: May 29, 2001

I hereby certify that this is being deposited with the United States  
Postal Service Express "Mail Post Office to Addressee" service under  
37 CFR 1.10 on the date indicated above and is addressed to the  
Commissioner for Patents, Washington, D.C. 20231

By: Gail L. Miller

Printed/Typed Name: Gail L. Miller

## REQUEST AND CERTIFICATION OF NON-PUBLICATION

Sir:

I hereby certify that the invention disclosed in the attached application has not been,  
and is not currently contemplated to be, the subject of an application filed in another country,  
or under a multilateral agreement, that requires publication at eighteen months after filing. I  
hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,

Michael J. Fogarty, III  
Michael J. Fogarty, III  
Registration No. 42,541  
Counsel for Applicant

Date: 5/29/01

Fulbright & Jaworski L.L.P.  
2200 Ross Avenue, Suite 2800  
Dallas, Texas 75201-2784  
Telephone: 214-855-8172  
Telecopier: 214-855-8200